

IN THE CHANCERY COURT OF DESOTO COUNTY, MISSISSIPPI

ERNEST L. BLACK, ET AL

VS.

CAUSE NO. 01-04-528L

BYRON BLACK, ET AL

DECREE APPROVING REPORT OF COMMISSIONER/TRUSTEE
AND DIRECTING CLERK TO RECORD LEGAL DESCRIPTION

The report of WILLIAM W. BALLARD, acting in his official capacity as Commissioner/Trustee, having been presented unto the Court whereby the subject lands described in the earlier of the Court of 30 June 2003 styled DECREE VACATING EARLIER DECREE, QUIETING TITLE, DIRECTING SALE OF LANDS AND GRANTING ADDITIONAL RELIEF, and to which reference is hereby made, are more particularly described, the court is of the opinion and does so find as follows:

1. That said lands were identified in said order as they were described and devised by the Last Will and Testament of Mattie Black. That in August 2003 the subject lands were surveyed by Carl Grady Clark, Registered Profession Land Surveyor, at the request and direction of said Commissioner/Trustee. That said lands are now more particularly identifiable by metes and bounds as set forth herein.

2. That said earlier Decree quieted title to the lands devised to C. T. Black in and to Tract One (1) as described in

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WE DAVIS, CLERK

said Last Will and Testament in the heirs-at-law of the said C. T. Black who are identified in said earlier decree.

That said lands are more particularly described as follows:

PART OF THE SOUTHWEST QUARTER (1/4) OF SECTION 4 TOWNSHIP 2 SOUTH RANGE 5 WEST, DESOTO COUNTY, MISSISSIPPI:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 4 TOWNSHIP 2 SOUTH RANGE 5 WEST, DESOTO COUNTY, MISSISSIPPI; THENCE NORTH ALONG THE WEST LINE OF SAID SECTION 4 2410.3 FEET TO AN IRON FENCE POST, SAID POST BEING THE POINT OF BEGINNING OF THE 14.6 ACRE TRACT HEREIN DESCRIBED; THENCE EAST 2640.0 FEET TO A POINT; THENCE NORTH 240.9 FEET TO A POINT; THENCE WEST 2640.0 FEET TO A POINT ON THE WEST LINE OF SAID SECTION 4; THENCE SOUTH 240.9 FEET TO THE POINT OF BEGINNING AND CONTAINING 14.6 ACRES, MORE OR LESS.

3. That said earlier Decree directed the sale of Tract Two (2), Tract Three (3) and Tract Four (4), as described in said Last Will and Testament which said lands are more particularly described as follows:

PART OF THE SOUTHWEST QUARTER (1/4) OF SECTION 4 TOWNSHIP 2 SOUTH RANGE 5 WEST, DESOTO COUNTY, MISSISSIPPI

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 4 TOWNSHIP 2 SOUTH RANGE 5 WEST IN DESOTO COUNTY, MISSISSIPPI; THENCE NORTH 1686.3 FEET TO AN IRON FENCE POST, SAID FENCE POST BEING THE POINT OF BEGINNING OF THE 43.8 ACRE TRACT HEREIN DESCRIBED; THENCE EAST 2640.0 FEET TO A POINT; THENCE NORTH 724.0 FEET TO A POINT; THENCE WEST 2640.0 FEET TO A POINT ON THE WEST LINE OF THE AFORESAID SECTION 4; THENCE SOUTH 724.0 FEET TO THE POINT OF BEGINNING AND CONTAINING 43.8 ACRES, MORE OR LESS.

4. That said earlier Decree quieted title to the lands devised to Birdie Black Wooten in and to Tract Five (5) as described in said Last Will and Testament in the said Birdie Black Wooten which said lands are more particulaly described as follows:

PART OF THE SOUTHWEST CORNER OF SECTION 4, TOWNSHIP 2 SOUTH, RANGE 5 WEST, IN DESOTO COUNTY, MISSISSIPPI:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 4, TOWNSHIP 2 SOUTH, RANGE 5 WEST IN DESOTO COUNTY, MISSISSIPPI; THENCE NORTH 1445.4 FEET TO AN IRON FENCE POST, SAID POINT BEING THE POINT OF BEGINNING OF THE 14.6 ACRE TRACT HEREIN DESCRIBED; THENCE EAST 2640.0 FEET TO A POINT; THENCE NORTH 240.9 FEET TO A POINT; THENCE WEST 2640 FEET TO A POINT ON THE WEST LINE OF SECTION 4 AFORESAID; THENCE SOUTH 240.9 FEET TO THE POINT OF BEGINNING AND CONTAINING 14.6 ACRES, MORE OR LESS.

5. That said earlier Decree quieted title in the devisees of Katie Black Mosby as identified in said Decree in the lands devised to Katie Black Mosby described as Tract Six (6) in said Last Will and Testament which said lands are more particularly described as follows:

PART OF THE SOUTHWEST CORNER OF SECTION 4, TOWNSHIP 2 SOUTH, RANGE 5 WEST, DESOTO COUNTY, MISSISSIPPI:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 4 TOWNSHIP 2 SOUTH RANGE 5 WEST IN DESOTO COUNTY, MISSISSIPPI; THENCE NORTH 1204.5 FEET TO AN IRON FENCE POST, SAID FENCE POST BEING THE POINT OF BEGINNING OF THE 14.6 ACRE TRACT HEREIN DESCRIBED; THENCE EAST 2640.0 FEET TO A POINT; THENCE NORTH 240.9 FEET TO A POINT; THENCE WEST 2640.0 FEET TO A POINT ON THE WEST LINE OF SAID SECTION 4; THENCE SOUTH 240.9 FEET TO THE POINT OF BEGINNING AND CONTAINING 14.6 ACRES, MORE OR LESS.

6. That said earlier Decree did further quiet title in and vest a one half (1/2) undivided interest in and to Tract Seven (7) as described in said Last Will and Testament in the heirs-at-law of James Oliver Lee Black as identified in said decree.

That said earlier Decree did further quiet title in and vest a one half (1/2) undivided interest in and to said Tract Seven (7) in the heirs-at-law of Peter Black as identified in said decree.

That said Tract Seven is more particularly described as follows:

PART OF THE SOUTHWEST QUARTER (1/4) OF SECTION 4, TOWNSHIP 2 SOUTH, RANGE 5 WEST, DESOTO COUNTY, MISSISSIPPI:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 4, TOWNSHIP 2 SOUTH RANGE 5 WEST, DESOTO COUNTY, MISSISSIPPI; THENCE NORTH 963.6 FEET TO AN IRON FENCE POST, SAID POINT BEING THE POINT OF BEGINNING OF THE 14.6 ACRE TRACT HEREIN DESCRIBED; THENCE EAST 2640.0 FEET TO A POINT; THENCE NORTH 240.9 FEET TO A POINT; THENCE WEST 2640 FEET TO A POINT ON THE WEST LINE OF SECTION 4 AFORESAID; THENCE SOUTH 240.0 FEET TO THE POINT OF BEGINNING AND CONTAINING 14.6 ACRES, MORE OR LESS.

7. That said earlier Decree quieted title to the lands devised to Tommy Black in and to the North One Half of Tract 8 as described in said Last Will and Testament in the heirs-at-law of the said Tommy Black who are more particularly identified in said earlier decree.

That said lands are more particularly described as follows:

PART OF THE SOUTHWEST QUARTER (1/4) OF SECTION 4 TOWNSHIP 2 SOUTH, RANGE 5 WEST, DESOTO COUNTY, MISSISSIPPI:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 4 TOWNSHIP 2 SOUTH RANGE 5 WEST, DESOTO COUNTY, MISSISSIPPI; THENCE NORTH 722.7 FEET TO AN IRON FENCE POST, SAID POINT BEING THE POINT OF BEGINNING OF THE 14.6 ACRE TRACT HEREIN DESCRIBED; THENCE EAST 2640.0 FEET TO A POINT; THENCE NORTH 240.9 FEET TO A POINT; THENCE WEST 2640 FEET TO A POINT ON THE WEST LINE OF SECTION 4 AFORESAID; THENCE SOUTH 240.9 FEET TO THE POINT OF BEGINNING AND CONTAINING 14.6 ACRES, MORE OR LESS.

8. That said decree directed the sale of the South One Half (S 1/2) of Tract 8, and of Tract 9 as described in said Last Will and Testament.

That said lands are more particularly described as follows:

PART OF THE SOUTHWEST QUARTER (1/4) OF SECTION 4, TOWNSHIP 2 SOUTH RANGE 5 WEST, DESOTO COUNTY, MISSISSIPPI:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 4 TOWNSHIP 2 SOUTH RANGE 5 WEST IN DESOTO COUNTY, MISSISSIPPI; THENCE NORTH 240.9 FEET TO AN IRON FENCE POST, SAID POINT BEING THE POINT OF BEGINNING OF THE 29.2 ACRE TRACT HEREIN DESCRIBED; THENCE EAST 2640.0 FEET TO A POINT; THENCE NORTH 481.8 FEET TO A POINT; THENCE WEST 2640.0 FEET TO A POINT ON THE WEST LINE OF SECTION 4 AFORESAID; THENCE SOUTH 481.8 FEET TO THE POINT OF BEGINNING AND CONTAINING 29.2 ACRES, MORE OR LESS.

9. That said earlier Decree quieted title to the lands devised to Percy Black in and to Tract Ten (10) as described in said Last Will and Testament in the heirs-at-law of the said Percy Black who are more particularly identified is said earlier decree.

That said lands are more particularly described as follows:

PART OF THE SOUTHWEST QUARTER (1/4) OF SECTION 4 TOWNSHIP 2 SOUTH RANGE 5 WEST, DESOTO COUNTY, MISSISSIPPI:

BEGINNING AT THE SOUTHWEST CORNER OF SECTION 4 TOWNSHIP 2 SOUTH RANGE 5 WEST IN DESOTO COUNTY, MISSISSIPPI; THENCE EAST 2640.0 FEET TO A POINT; THENCE NORTH 240.9 FEET TO A POINT; THENCE WEST 2640.0 FEET TO A POINT ON THE WEST LINE OF THE AFORESAID SECTION 4; THENCE SOUTH 240.9 FEET TO THE POINT OF BEGINNING AND CONTAINING 14.6 ACRES, INCLUDING A ROAD RIGHT OF WAY.

10. That it is in the best interest of all parties that the above legal descriptions be recorded in the land records of said county and state to more particularly identify the lands to which title was quieted by the earlier order of the Court.

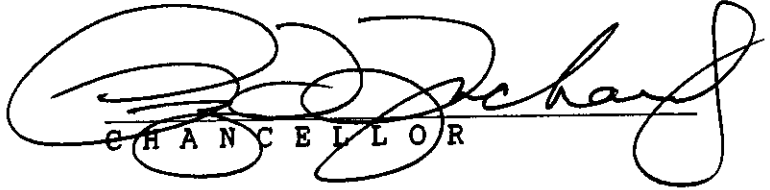
IT IS THEREFORE ORDERED, ADJUDGED AND DECREED:

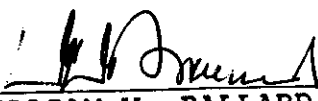
1. THAT THE REPORT OF THE COMMISSSIONER/TRUSTEE BE AND THE SAME IS HEREBY APPROVED.

2. THAT A TRUE AND CORRECT COPY HEREOF BE AND THE SAME DULY INDEXED AND RECORDED IN THE LAND RECORDS OF THE SOUTHWEST QUARTER (1/4) OF SECTION 4, TOWNSHIP 2 SOUTH, RANGE 5 WEST, DESOTO COUNTY, MISSISSIPPI, AS MORE PARTICULARLY DESCRIBING THE SUBJECT LANDS TO WHICH TITLE HAS BEEN QUIETED IN THE PARTIES SO IDENTIFIED IN SAID EARLIER DECREE TO WHICH REFERENCE IS HEREBY MADE.

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ORDERED, ADJUDGED AND DECREED THIS THE 21st DAY OF DECEMBER,
2004.


CHANCELLOR


WILLIAM W. BALLARD
COMMISSIONER/TRUSTEE
2310 ELM STREET
HERNANDO, MS 38632
662-429-7886 MB NO. 1728

STATE OF MISSISSIPPI, COUNTY OF DESOTO
I HEREBY CERTIFY that the above and foregoing is
a true copy of the original filed in this office.
This the 29 day of December, 2004
W. E. Davis, Clerk of the Chancery Court
By N. Jenkins D.C.